

**HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

WRIT PETITION No.5629 of 2007

Date: 20-03-2007.

Between :

Hyderabad Urban Development Authority, Secunderabad,
rep.by its Secretary.

.....Petitioner

And

Deputy Commissioner of Income Tax, Hyderabad-V &
another.

.....Respondents.

**HON'BLE SRI JUSTICE BILAL NAZKI
AND
HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO**

WRIT PETITION No.5629 of 2007

ORDER : (Per Hon'ble Sri Justice Bilal Nazki)

Heard learned counsel for the parties. With their consent, the writ petition is being disposed of at this stage.

The petitioner claimed that he had liability to pay no tax, but an assessment was made and he was asked to pay a tax of more than rupees fifteen crores. He filed an appeal, which is pending. In the meantime, he filed an application before the Deputy Commissioner of Income tax for stay, which was rejected. An application was also filed before the Administrative Commissioner, who granted stay subject to payment of rupees ten crores. The appeal has been filed two months before and it has not been decided so far.

In this view of the matter, we feel that in the interest of justice, the petitioner be directed to pay 50% of liability. Out of this amount, 25% shall be paid within two weeks from today and the other 25% shall be paid within eight weeks from today. Any amounts already paid shall be given credit.

The writ petition is disposed of accordingly.

BILAL NAZKI, J

20th March 2007.

NOOTY
RAMAMOHANA RAO, J

N.B:

Order by wire at party's cost.

(b/o)

ajr